

MINUTES OF THE REGULAR MEETING OF THE TOOELE COUNTY BOARD OF COMMISSIONERS HELD MARCH 15, 2016

Chairman Bitner called the meeting to order at 7:00 p.m. The time, place and agenda of the meeting had been provided to the Tooele Transcript Bulletin and to each member of the governing body by delivering copies of the notice and agenda at least two days before to each of them.

1. PLEDGE OF ALLEGIANCE. Pledge of Allegiance was led by Jerry Houghton, Recorder/Surveyor.

2. ROLL CALL. The Clerk called the roll which showed Commissioners Wade Bitner, Chairperson, Shawn Milne and Myron Bateman present. Also present were Scott Broadhead, Attorney and Marilyn Gillette, Clerk/Auditor.

3. MINUTES. Commissioner Bateman moved to approve the minutes for the Commission Meeting held February 16, 2016 as presented. Commissioner Milne seconded the motion. All concurred.

4. CONSENT AGENDA. Commissioner Bateman moved to approve the Consent Agenda. Commissioner Milne seconded the motion. All concurred.

Invoices: A) Warrants issued on February 17, 2016 in the amount of \$345,541.73. Direct Deposit Checks #021716001 - #021716290, Check amount \$3,202.25, Payroll Checks #7727 - #7729. Transmittal Checks in the amount of \$284,357.29, Transmittal Checks #: 7730 - #7739; B) Warrants issued February 18, 2016 in the amount of \$197,830.37, Check #156018 thru #156130; C) Warrants issued March 3, 2016 in the amount of \$1,173,193.25, Check #156251 thru #156391.

Tax Adjustments. A) Sherri Vlastuin, Transaction #D367SN. 2006 ACUR, Relief amount (\$50.00); B) Helio R. Azevedo, Serial #03-015-0-0043. 90% Veteran Abatement, Relief amount \$1,961.35; C) JCDC, Parcel #05-067-0-0001. Home has been vacant for at least 8 years and should not be getting the residential exemption. The new market value reflects depreciation on the home. Adjustment for 2013 - \$163.80, 2014 - \$172.42, 2012 - \$158.11, 2011 - \$132.00, 2015 - \$169.62; D) Aaron R. Sheeringer, Serial #16-029-0-0393. Should be 60% Veteran Abatement. Relief amount \$2,022.02; E) Mountain States Asphalt, Account #BU-22-0193. Adjustment due to Audit. Adjustment for 2011 - \$12,562.03, 2012 - \$16,140.33, 2013 - \$16,507.67, 2014 - \$16,854.59, 2014 penalty - \$1,685.45, 2015 - \$12,626.87 for a total of \$76,376.94; F) Hair Loft, Account #BL-03-0031. Remove value and taxes for 2014. Business is Exempt. Adjustment -\$11,511.51; G) CIT Finance LLC, Account #BU-11-0131. When levy was created Distictel was missed. Adjustment \$1,523.38; H) Airbase Laundromat, Account #BL-03-0024. Remove value and taxes for 2014. Business closed in 2012. Adjustment -\$392.05; I) GILC Incorporated, Account #BU-03-0374. Remove value and taxes for 2015. Business closed in 2014. Adjustment -\$11,382.64; J) Granite Construction Company, Account #BU-03-0373. Remove value and taxes for 2015. Business closed in 2014. Adjustment: -\$3,353.64; K) Bradshaw Enterprises, Account #BU-10-0015. Create levy for 2014. Adjustment \$131.79; L) Keith Warren and Candice Warren, Parcel #18-054-0-0116. Escaped property. Adjustment \$2,358.81; M) Glenn or Lisa Thompson, Transaction #31701P/VPS34709NV. Realized after registration that they had sold it. Relief amount (\$10.00); N) John Stahl, Transaction # NHG33/DECAL OH 16176605. Renewed by accident, sold Polaris in April 2015. Relief amount (\$45.00); O) Marie Dahle, Transaction # YP53HL. She registered the Honda on February 3, 2016 but didn't realize she would have to turn title over to her son to drive. Relief amount (\$10.00); P) Geniel Mitchell, Transaction #735LVD/KMHDN46D36U254013. Registered car and then sold it and brought plates in when registered new car. Relief amount (\$50.00);

Q) Richard Burian, Transaction #Y01YW. Received a vet abatement 80% and did not get Harley Davidson attached for 2015. Relief amount (\$70.00); R) Cameron Day, Transaction #D080HC/5TDBK3EH4BS055263. Traded vehicle in for a new vehicle within the same month/they turned in plates. Relief amount (\$110.00); S) Celia Garcia-Vera, Transaction #1N4DL01D7XC213228. The car is not fixable/turned in temp paper. Relief amount (\$10.00); T) Rick or Regina Winegar, Transaction #2653YL/1GTGC33JXYF463638. Would like a refund for Tax Abatement Credit/we did not know it applied to vehicle registration as well as property taxes. Relief amount (\$10.00); U) Rick or Regina Winegar, Transaction #53722Z/4YDF3652834503462. Would like a refund for Tax Abatement Credit/we did not know it applied to vehicle registration as well as property taxes. Relief amount (\$20.00); V) Wade Bitner, Transaction #C720SU/4T1BK36B37U215609. Registered 1/22/16 and then had an accident 1/29/16. Totaled car and he turned in plates. Relief amount (\$50.00); W) John Salisbury, Transaction #65C/161969401. Received a Vet Abatement and did not know to attach motorcycle. Relief amount (\$10.00); X) Cameron or Allison Day, Transaction #OH17007348/JSAAJ46A4P2102130. Seller gave us the wrong title for the bike purchased. Relief amount (\$10.00). Y) HT Multiple Mobile Homes. This is a clean-up for the mobile home accounts. Explanations listed with each account number.

Account Number	Name	Year	Amount	Explanation
HT-01-1030	Amy Sandoval	2015	(153.15)	Circuit Breaker Abatement
				was not applied
HT-09-0013	William Moss	2011	(21.60)	Veterans Abatement
		2010	(21.77)	was not applied
		2009	(21.31)	
HT-01-0580	Frank or Anita Fife	2015	(209.92)	Veterans Abatement
		2014	(214.39)	was not applied
HT-09-0013	William Moss	2011	(21.60)	Veterans Abatement
		2010	(21.77)	was not applied
		2009	(21.31)	
HT-01-0016	Sindy M Cubias or Alexander Brizuela	2006	(80.88)	Current Owners did not owned Mobile Home in 2006
HT-06-0005	Chris Royal	2009	(29.03)	Write off 2009 balance of \$29.03
HT-01-1060	Theresa K Palmer	2015	(84.35)	Write off balance owing of \$84.35
				Prorated for 7 months - \$117.95
HT-01-0754	Yvonne Cook	2013	(22.17)	Circuit Breaker Abatement
		2010	(55.04)	was not applied
		2009	(6.43)	
HT-01-0208	Jeffery Jones	2015	(38.81)	Write off balance owing.
		2014	(39.63)	
HT-01-0021	Shirley Valerio or Jean Petersen	2014	(10.53)	Circuit Breaker Abatement
				was not applied
HT-01-0552	Fredda Root	2011	(332.16)	Circuit Breaker Abatement

					was not applied
HT-01-0270	Jennifer or Ryan Draper	2015	(66.10)		Circuit Breaker Abatement
HT-01-0748	Joseph Coon	2015	(117.11)		Blind abatement was not applied
		2009	(156.43)		
HT-01-0584	Melissa Myers	2010	(193.40)		Remove chrg rdc never should have been put on. She receives Veterans
					Abatement but did not own home on Jan 1 of 2010.
					Previous owner paid 2010 taxes.
HT-01-0584	Olivia Moreno	2010	(33.27)		Write off amount due. New owners in 2014.
		2009	(76.49)		
HT-01-0789	Christopher Hanson	2006	(78.94)		Write off amount due. He did not own in 2006.
HT-02-0190	Dean Prestwich	2006	(53.00)		Did not own in 2006. Purchased in 2010
HT-01-1055	Conception Devila or	2016	(221.67)		Received a moving permit to Vernal without paying back
	Jamie Rivera	2015	(225.56)		taxes.
HT-01-0083	Brent Walker	2016	(43.03)		Trailer was moved in 2013.
		2015	(43.78)		Write off all money owed.
		2014	(44.72)		
		2005	(58.65)		
HT-01-0276	Tiffany Anderson	2010	(77.79)		Write off balance owing.
		2008	(237.56)		Ownership change.
HT-06-0094	Ed Caldwell	2009	(45.33)		Ownership change, write off
					balance owing.
HT-01-0215	David or Lynette Cooley	2011	(52.25)		Ownership change, write off
					balance owing.
HT-01-0215	Dustin Maddera	2011	(52.25)		Ownership change, write off
					balance owing.
HT-02-0077	John Conway	2009	(2.23)		Write off balance owing.
HT-02-0271	John Conway	2007	(161.72)		Write off balance owing.

HT-02-0265	John Conway	2006	(46.81)	Write off balance owing.
HT-02-0292	John Conway	2008	(67.45)	Write off balance owing.
HT-02-0271	John Conway	2007	(161.72)	Write off balance owing.
HT-03-0198	Susan Heriverto Ortega	2016	(20.56)	Trailer is boarded up, not livable.
		2015	(20.78)	Write off balances owing and
		2014	(20.45)	delete account.

Tax Deferral. MaryAnn Hunt, 3927 Sun Valley Dr., Grantsville. Total amount owed \$18,103.30. Owner will pay \$350 per month until she sells some property and then will pay in full.

Contract Review. A) 88-40 - Aptus and Tooele County; B) 88-42 - Impact Mitigation Agreement USPCI at Grassy Mountain; C) 89-03-05 - Road Maintenance Agreement - Rush Valley; D) 90-08-10 - Tooele Co. & Aptus Aragonite RR Crossing Maintenance; E) 95-03-05 - Clive Repository Agreement Amendment #3 & Envirocare; F) 97-05-04 - Monitoring Traffic Control, etc. - EM-Deseret Chemical; G) 97-07-02 - Interlocal Cooperation Agree - Impact Fee Collection Services; H) 98-02-04 - MOU between Tooele County, Castle Rock Land & Livestock & Div of Forestry, Fire & State Lands; J) 98-02-17 - Wendover Government Complex - Lease-Purchase; J) 00-02-07 - Utah Museum of Fire Services History & Firefighter Memorial Foundation; K) 00-02-08 - Allow CDL Tests at Deseret Peak Complex - Tom Speakman; L) 04-03-09 - Mutual Assistance & Support between DCD and Sheriff; M) 05-05-06 - Uintah National Forest Service Road Maintenance.; N) 07-06-02 - Service Agreement with Mountain West Medical Center; O) 11-08-03 - Lease agreement - TC and Salt Lake Community Action Program-Head Start, Wendover Airport; P) 14-03-01 - Interlocal Agree (Deseret Peak Area Water & Sewer Services) between Tooele County, Grantsville City & DPSSD will all be reviewed March, 2017.

15-03-03 - Naming Rights Agreement - Motocross Track at DPC between TC & Steadman's Recreation, Inc. Will be reviewed December, 2017.

12-09-01 - Agreement between TC and Ranch 77-Ken Hansen has no further need for review.

5. CERTIFICATION OF LAKE POINT INCORPORATION PETITION/SET DATE FOR ELECTION. Marilyn Gillette, Clerk/Auditor, informed the Commission that the Lake Point Incorporation Petition has certified with 122 valid signatures (52 were required). Commissioner Bateman moved to accept the certified petition and set the election for the November 8th 2016 General Election. Commissioner Milne seconded the motion. All concurred.

6. CERTIFICATION OF STANSBURY PARK INCORPORATION PETITION/SET DATE FOR ELECTION. Marilyn Gillette, Clerk/Auditor, informed the Commission that the Stansbury Park Incorporation Petition has certified with 666 valid signatures (431 were required). Commissioner Milne moved to accept the certified petition and set the election for the November 8th 2016 General Election. Commissioner Bateman seconded the motion. All concurred.

7. RESOLUTION 2016-01 - TEMPORARILY SUSPENDING PART OF THE COUNTY PURCHASING ORDINANCE FOR UMC. Commissioner Milne discussed this with the Commission. With MTime managing the Utah Motorsports Campus, this resolution allows them to purchase things they need, within set parameters. It temporarily suspends the requirement for competitive bids with the exception of specific items. Commissioner Milne moved to approve. Commissioner Bitner seconded the motion. All concurred.

8. ORDINANCE 2016-03 - AMENDING THE OFFICIAL ZONING MAP OF

TOOELE COUNTY; REZONING APPROXIMATELY 80 ACRES OF LAND, WEST OF MORMON TRAIL ROAD AND NORTH OF HICKMAN CANYON ROAD, FROM MU-40 TO A-10. Blaine Gehring, Planner, reviewed this with the Commission. Commissioner Bateman moved to approve the rezone. Commissioner Milne seconded the motion. All concurred.

9. ORDINANCE 2016-04 - AMENDING SECTIONS 16-1-2, 16-1-4, 16-1-6, AND 16-2-2 OF CHAPTER 16, RESIDENTIAL AND MULTIPLE RESIDENTIAL DISTRICTS, OF THE TOOELE COUNTY LAND USE ORDINANCE (REDUCING THE REQUIRED SETBACKS IN THE R-1-8, R-1-10, R-1-12, AND R-M-7 ZONES). Blaine Gehring, Planner, discussed this with the Commission. This comes from the Planning Commission with a unanimous recommendation. Commissioner Milne moved to approve. Commissioner Bateman seconded the motion. All concurred.

10. LEGAL DEFENDER CONFLICTS AGREEMENTS. Scott Broadhead, Attorney, discussed this with the Commission. He proposed adding Joseph P. Barrett and David C. Cundick to the list of legal defenders. Commissioner Bateman moved to approve the Legal Defender Conflicts Agreement. Commissioner Milne seconded the motion. All concurred.

11. BOARD OPENINGS. Rush Valley Water Conservancy District - 2 positions - 1 to represent Stockton and 1 to represent Ophir - open until filled
Budget Advisory Board - 2 positions - open until filled
Lake Point Cemetery and Park District - 2 positions - open until filled
Career Service Council - 1 positions - open until filled

12. BOARD APPOINTMENTS. Commissioner Bateman moved to reappoint Ron Staley to the Rush Valley Water Conservancy District. Commissioner Milne seconded the motion. All concurred.

13. PUBLIC CONCERNS. John Beagley asked if there is a subdivision going in on the Grantsville Highway, North of Hickman. Commissioner Bateman, it's not a subdivision at this time, just a rezoning.

14. ADJOURNMENT. Commissioner Bateman moved to adjourn the meeting at 7:21 pm. Commissioner Milne seconded the motion. All concurred.

THE FOREGOING MINUTES ARE HEREBY APPROVED:

ATTEST:

BY: Marilyn K. Gillette
MARILYN K. GILLETTE, CLERK/AUDITOR

BY: Wade B. Bitner
WADE B. BITNER, CHAIRMAN

